

STATE OF SOUTH DAKOTA
BOARD OF MINERALS AND ENVIRONMENT
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

IN THE MATTER OF OTTER TAIL)	CONSOLIDATED
CORPORATION, d.b.a. OTTER TAIL)	
POWER COMPANY, APPLICATION)	Permit No. 28.0803-PSD
FOR AN AIR QUALITY PSD PERMIT)	and
FOR THE BIG STONE II FACILITY)	Permit No. 28.0801.29
)	
DENR Draft Permit Issued:)	
01-08)	
DENR Final Permit Issued:)	
04-08)	
)	
AND)	
)	NOTICE OF HEARING
IN THE MATTER OF OTTER TAIL)	
CORPORATION, d.b.a. OTTER TAIL)	
POWER COMPANY, APPLICATION)	
FOR A TITLE V AIR QUALITY)	
PERMIT AND ACID RAIN PERMIT)	
FOR THE BIG STONE I FACILITY)	
)	
DENR Draft Permit Issued:)	
01-08)	
DENR Final Permit Decision)	
Issued: 04-08)	

NOTICE IS HEREBY GIVEN that a contested case hearing in the above-entitled matter is scheduled before the South Dakota Board of Minerals and Environment on **Monday, August 18, 2008,** **beginning at 10:00 a.m. CDT** or as soon thereafter as counsel may be heard, at the Matthew Training Center, Joe Foss Building, 523 East Capitol Ave., Pierre, South Dakota.

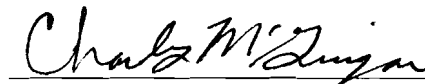
This hearing concerns the issues raised by the application for an Air Quality PSD Permit for the Big Stone II Facility and

an application for a Title V Air Quality Permit and Acid Rain Permit for the Big Stone I Facility submitted by Otter Tail Power Company. In addition, this hearing will concern any issues raised by the Petitions for Contested Case filed by the Sierra Club and Clean Water Action in this matter.

The Board has the legal authority and jurisdiction to hold this hearing pursuant to the provisions of SDCL Chs. 1-26 and 34A-1 and the regulations contained in ARSD 74:09 and 74:36.

The Board may grant, conditionally grant, or deny the applications for permits filed by Otter Tail Power Company and may grant or deny the action requested by the Petitioners. This hearing is an adversary proceeding. Any party to the proceeding has the right to be present and to be represented by an attorney. These and other due process rights would be forfeited if they are not exercised at the hearing.

Dated this 18th day of July, 2008



Charles D. McGuigan
Chief Deputy Attorney General
Legal Counsel to the Board of
Minerals and Environment
1302 E. Hwy 14, Suite 1
Pierre, SD 57501-8501
Phone: (605) 773-3215
Fax: (605) 773-4106
E-Mail: charles.mcguigan@state.sd.us

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the Notice of Hearing in the above entitled matter was served by electronic mail upon:

Thomas J. Welk
Christopher W. Madsen
Boyce, Greenfield, Pashby and Welk
P.O. Box 5015
Sioux Falls, SD 57115-5015
cwmadsen@bgpw.com
tjwelk@bgpw.com

Kevin J. Finto
Harry M. Johnson, III
Penny A. Shanblin
Riverfront Plaza, East Tower
951 E. Byrd Street
Richmond, VA 23219-4074
pjohnson@hunton.com
kfinto@hunton.com
pshamblin@hunton.com

William J. Moore, III
1648 Osceola Street
Jacksonville, FL 32204
wmoore@wjmlaw.net

George E. Hays
Attorney at Law
236 W. Portal Ave., No. 110
San Francisco, CA 94127
georgehays@mindspring.com

Vanya S. Hogen
Jacobson, Buffalo, Magnuson, Anderson and Hogen, PC
1360 Energy Park Dr. Suite 210
St. Paul, MN 55108
vhogen@jacobsonbuffalo.com

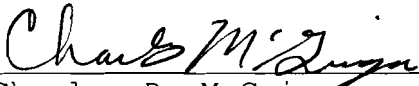
Aaron J. Emerson
Myers and Billion, LLP
P.O. Box 1085
Sioux Falls, SD 57101-1085
aemerson@myersbillion.com

William E. Coester,
Attorney at Law
P.O. Box 66
Milbank, SD 57252-0066
William@coester.com

Brenda Binegar
Senior Secretary
Division of Financial & Technical Assistance
523 Capitol
Pierre, SD 57501
Brenda.binegar@state.sd.us

Roxanne Giedd
Deputy Attorney General
Attorney General's Office
1302 E. Highway 14 #1
Pierre, SD 57501
roxannie.giedd@state.sd.us

Dated this 18th day of July, 2008



Charles D. McGuigan
Chief Deputy Attorney General
Legal Counsel to the Board of
Minerals and Environment
1302 E. Hwy 14, Suite 1
Pierre, SD 57501-8501
Phone: (605) 773-3215
Fax: (605) 773-4106
E-Mail: charles.mcguigan@state.sd.us
Website:
<http://www.state.sd.us/attorney/>